

City of Selah
Council Minutes

September 25, 2007

Regular Meeting
Selah Council Chambers
115 West Naches Avenue
Selah, WA 98942

A. Call to Order Mayor Jones called the meeting to order at 4:00pm. He greeted students visiting the Council Meeting. He introduced his granddaughter Jessica Swift.

B. Roll Call

Members Present: Brian Harris, Keith Larson, Denise Nichols, Paul Overby, Herb Schmidt, Scott Smeback

Members Excused: Allen Schmid

Staff Present: Frank Sweet, City Supervisor; Bob Noe, City Attorney; Jerry Davis, Fire Chief; Stacy Dwarshuis, Police Lieutenant; Joe Henne, Public Works Director; Dennis Davison, Community Planner; Jeff Hagler, Parks & Recreation Director

C. Pledge of Allegiance

Councilman Brian Harris led the Pledge of Allegiance. Pastor Rex Van Beek led the group in prayer.

D. Agenda Changes

E. Public Appearances

F. Getting To Know Our Businesses

G. Communications

1. Oral

Mayor Jones moved on to oral communications. He introduced Bill Harris.

Bill Harris, 280 Driscoll Road, gave an update on Carlon Park, noting they finished the season with 11 tournaments. He praised parks workers Jeff Glaspie, Doug Sterns, Lonny Walker and Dave Carpenter for their hard work on the fields and singled out Jeff Glaspie for his exemplary service at Carlon. He stated in addition to hosting 11 tournaments, they also had 10 ASA state tournaments. 131 teams participated in those tournaments, approximately 1572 kids. He noted 106 of those teams are from out-of-town; that's 1378 players and/or coaches. Each of those brings 2 1/2 people with them to games and

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according to the V&C each of them spends approximately \$101 per day. That's approximately 5,000 people or \$974,000 spent in the Yakima Valley. He noted, in addition, there was an 18 Gold tournament rained out in Seattle that had to be completed, so they came to Selah to finish their tournament here. He stated last weekend the nationally ranked UW Fastpitch Team played YVCC with approximately 800 people in attendance. There were 140 paid participants at clinic the following day. He reported in October YVC will hold a round-robin tournament with South Puget Sound Community College, Everett, and the WSU Club Team. He reported next Spring, Carlon will host the NWAC Crossover Tournament comprised of 24 teams from around the Northwest. He credited Chuck Bodeen with bringing that tournament to Selah.

Mayor Jones praised the work of the parks maintenance crew. Councilman Harris echoed that praise.

Jeff Glaspie stated he will put pictures of McGonagle and Carlon together for a study session.

Councilman Larson asked how the tournaments compare to last year.

Bill Harris said GYGSA is up by 4 tournaments. He noted they hope to pave the parking lot.

Mayor Jones thanked Bill Harris for all of his hard work. The Council and audience applauded Mr. Harris.

2. Written

- a. Letter from J. Randall Lee, General Manager, Charter Communications
- b. Letter from Donna Garner, President, Selah C.A.N.
- c. Mountain States Construction Company Monthly Report #8
- d. Letter from YVCOG Awarding Funding for the Selah Road & Alley Improvement Program

H. Proclamations/Announcements

I. Consent Agenda

Councilman Schmidt moved add M-2 and N-1.

Councilman Smeback moved to add M-5. There was objection.

Councilwoman Nichols asked to hold M-6.

Councilman Larson moved to add M-1

Councilman Schmidt asked to comment on M-1. He stated he had a tour of the De-watering/Drying Facility early this afternoon and found it very impressive. He noted electrical hook-ups may hold the project up till the first of the year. He encouraged other Council Members to visit the Plant. He moved adoption of the Consent Agenda.

Mayor Jones explained to students that this item refers to work done at the Wastewater Treatment Plant. Councilman Larson seconded.

Mayor Jones read the Consent Agenda as amended.

All items listed with an asterisk (*) were considered as part of the Consent Agenda.

- * 1. Approval of Minutes: Council Meeting August 28, 2007
- * 2. Approval of Claims & Payroll: Payroll Checks Nos. 61688 – 61792 for a total of \$163,868.56, payroll checks No. 61793 – 61868 for a total of 4111,974.49, Claim check No. 50140 – 501140 for a total of \$7320.00, Claim check no. 50325 – 50325 for a total of \$40,238.69, claim checks 50326 – 50417 for a total of \$612,994.48 and claim checks no. 50418 – 50484 for a total of \$83,000.57.
- * 3. Resolution Approving Payment to Mountain States Construction Company for Work Performed through August 31, 2007
- * 4. Resolution Authorizing the Mayor To Sign a Contract with Barry Woodard, PS, Attorney at Law, for Public Defender Service
- * 5. Resolution Authorizing the Mayor To Sign an Information Systems Services Agreement between the City of Selah and the City of Yakima for Computer Information Services Including Mobile Data Systems for the New Police Facility
- * 6. Resolution Authorizing the Mayor To Sign a Police Communications Services Contract between the City of Selah and the City of Yakima for Dispatch Services
- * 7. Resolution Adopting the Revised 2007 to 2012 Six-Year Transportation Improvement Program
- * 8. Resolution Authorizing the Mayor to Sign an Updated Section 125 Cafeteria Plan
- * 9. Resolution Authorizing the Mayor To Sign an Amendment to the Agreement with Wardell Architects, P.S. for Selah Police Facilities Tenant Improvements at 617 South 1st Street, Selah

Councilman Schmidt moved and Councilman Larson seconded to adopt the Consent Agenda as amended. By voice vote, the Consent Agenda was unanimously adopted.

J. Public Hearings

K. New Business

L. Old Business

M. Resolutions

- * 1. Resolution Approving Payment to Mountain States Construction Company for Work Performed through August 31, 2007
- * 2. Resolution Authorizing the Mayor To Sign a Contract with Barry Woodard, PS, Attorney at Law, for Public Defender Service
- * 3. Resolution Authorizing the Mayor To Sign an Information Systems Services Agreement between the City of Selah and the City of Yakima for Computer Information Services Including Mobile Data Systems for the New Police Facility
- * 4. Resolution Authorizing the Mayor To Sign a Police Communications Services Contract between the City of Selah and the City of Yakima for Dispatch Services
- 5. Resolution Authorizing the Mayor To Sign a Solid Waste Collection Contract

between the City of Selah and Basin Disposal

City Supervisor Frank Sweet addressed M-5 regarding the solid waste collection contract with Basin Disposal. He noted this will continue the contract for ten years. He praised Basin Disposal for their excellent service. He noted the new contract includes a COLA. Mr. Sweet noted the City decided years ago to get out of the garbage business. He introduced Steve Wheatley from Basin Disposal.

Councilman Schmidt asked about recycling under the new contract.

Mr. Wheatley responded that they will add cardboard, mixed paper and tin, but will not add plastics.

Councilman Overby asked about location of two 30-yard drop boxes provided for in the contract.

City Supervisor Frank Sweet stated those are usually for Community Days.

Councilman Overby asked about reports from BDI to the City, noting he would like to see those reports.

The City Supervisor stated those reports are sent to the Clerk/Treasurer and suggested Mr. Overby could get copies from him.

Steve Wheatley stated he gives those reports to Dale Novobielski. He stated BDI's service covers all of the City except for those areas annexed in within the last ten years.

Councilman Harris noted his appreciation for the wheeled toters.

Mr. Wheatley said similar toters will be used for recycling in the future.

Dick Graf, former Council Member, said he initially opposed contracting out for garbage service, but it has proven to be a very wise move, and has provided good quality service.

Councilwoman Nichols asked if recycling will be only once a month.

Mr. Wheatley confirmed that. He noted BDI considers itself part of the Public Works Department and wants to work as an integral part of the City.

Councilman Schmidt moved approval of the Resolution Authorizing the Mayor To Sign a Solid Waste Collection Contract between the City of Selah and Basin Disposal. Councilman Overby seconded. Roll was called: Council Member Smeback – yes; Council Member Schmidt – yes; Council Member Overby – yes; Council Member Nichols – yes; Council Member Larson – yes; Council Member Harris – yes. Motion passed unanimously.

6. Resolution Authorizing the Mayor To Sign an Agreement between the City of Selah and Selah National Little League Regarding Use of McGonagle Park

The City Supervisor referred the topic to Councilwoman Nichols.

Councilwoman Nichols noted she is concerned about signing the contract for 20 years. She noted as money gets tighter, the Council may begin to scrutinize priorities in the budget, and she is not willing to tie a future Council to a 20-year period.

Mayor Jones stated this is a unique situation. Little League has contributed quarter of a million dollars to build that park.

Dick Graf, Selah Nation Little League Board Member, passed around a budget report to Council members. He noted they have raised \$37,000 and put all of that back into the park in addition to work parties and capital improvements. He called Council Members' attention to figures on second page, noting they do not include work done. He stated it's been ten years, and we haven't had a working arrangement with the City. He stated we're at a point where the leadership of SNLL is aging and their kids are raised; they want to see it continue in the future.

Councilman Schmidt stated there is no question about support from the community. He stated he gives Dick Graf credit for the positive activity and relationship with SNLL. He said he thinks a ten-year term is more reasonable as a business consideration.

The City Supervisor said you could look at this as a bargainable agreement, where timelines are built in to re-evaluate the terms and conditions.

Councilwoman Nichols said she would feel more comfortable with ten years.

Councilman Schmidt said he was saying the same thing as Councilwoman Nichols.

The City Supervisor said he heard it as something different.

Dick Graf stated SNLL's concern is that they have raised all this money and built the park with a million dollar investment, and they want security that it will remain in the use of Little League.

Councilwoman Nichols asked if concessions will be used for mowing expenses. She said she has no problem with his wish for security.

Councilman Overby stated he would feel more comfortable if there were some kind of escape clause.

There ensued discussion comparing building a skateboard park with no community financial support versus McGonagle Park built entirely by community fundraising efforts.

Frank Sweet asked if Council Members feel comfortable with the 20 years if there is written in a mechanism for review.

Councilman Overby said this contract doesn't have the same kind of escape clause as other contracts have.

Councilman Harris explained that Selah Little League has worked their tails off to build this field, and they don't want something to come up that will change the agreement under which the field was built.

Dick Graf said because of 10 year's work and over a million dollars investment, this is different from other contracts.

Councilman Schmidt asked Mr. Graf's feeling about a 20 year contract with a review every five years.

Mr. Graf stated his discomfort is that the original idea of McGonagle was that it would be built on City property with no City money involved, only a promise of maintenance of the field. That's what they sold as they raised funds, that's the trust that they gave to people who helped build the field. It is very, very unique.

Councilman Schmidt moved to table until City Attorney Bob Noe can amend and then the Council can take a look at it again.

Councilman Smeback asked if couldn't just be amended now.

City Attorney Bob Noe suggested it could be amended under item 1 "TERM."

Councilman Harris suggested voting on it the way it is, and if it fails it could be rewritten.

The City Supervisor said the Council has the option of voting on it as it is.

Mayor Jones said he was concerned about fairness. He said he wants to make sure Selah Little League isn't punished because the City provides financial support for other groups who don't show the same kind of fund-raising initiative.

Councilman Harris moved approval of the Resolution Authorizing the Mayor To Sign an Agreement between the City of Selah and Selah National Little League Regarding Use of McGonagle Park. Councilman Larson seconded. Roll was called: Council Member Smeback – yes; Council Member Schmidt – no; Council Member Overby – no; Council Member Nichols – no; Council Member Larson – yes; Council Member Harris – yes. The vote was tied three to three. Mayor Jones broke the tie by voting in favor. Motion carried.

- * 7. Resolution Adopting the Revised 2007 to 2012 Six-Year Transportation Improvement Program
- 8. Resolution Authorizing the Mayor To Sign an Agreement between the City of Selah, Selah School District 119 and Selah Community Action Network Regarding a Youth Center

Councilman Larson moved approval of the Resolution Authorizing the Mayor To Sign an Agreement between the City of Selah, Selah School District 119 and Selah Community Action Network Regarding a Youth Center. Councilman Schmidt seconded. Roll was called: Council Member Smeback – yes; Council Member Schmidt – yes; Council Member Overby – yes; Council Member Nichols – yes; Council Member Larson – yes; Council Member Harris – yes. Motion passed unanimously.

- * 9. Resolution Authorizing the Mayor to Sign an Updated Section 125 Cafeteria Plan
- * 10. Resolution Authorizing the Mayor To Sign an Amendment to the Agreement with Wardell Architects, P.S. for Selah Police Facilities Tenant Improvements at 617 South 1st Street, Selah

N. Ordinances

- * 1. Ordinance Amending Selah Municipal Section 6.74.030 Relating to the Seizure and

Forfeiture of Devices To Provide for Forfeiture Hearings before the Chief of Police or Designee, and Establishing an Effective Date

O. Communications

1. Oral

P. Reports/Announcements

1. Mayor
2. Council Members
3. Boards
4. Departmental

a. Police Department Monthly Report – August 2007

Councilman Harris reminded the group of the volleyball games tonight at 5:30 and 7:00.

Parks & Recreation Director Jeff Hagler stated Carlon Park and staff has done an excellent job. He reported there are around 900 kids in soccer, which emphasizes the need for a soccer facility.

Mayor Jones commended the people who work in the parks, noting it makes him feel good as Mayor. He invited students to come forward to have their paperwork signed at the conclusion of the meeting.

Q. Executive Session

R. Adjournment

Council Member Larson moved, and Councilman Harris seconded that the meeting be adjourned. By voice vote, the motion passed unanimously.

The meeting adjourned at 4:48pm.

Robert L. Jones, Mayor

Paul Overby, Council Member

Keith Larson, Council Member

Denise Nichols, Council Member

Brian Harris, Council Member

Herb Schmidt, Council Member

Scott Smeback, Council Member

(Excused)

Allen Schmid, Council Member

ATTEST:

Dale E. Novobielski, Clerk/Treasurer